



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (August 2017)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: August 15, 2017

TIME: 9:54 AM

WSR 17-17-074

Agency: Department of Social and Health Services, Aging and Long-Term Support Administration

Subject of possible rule making: The department is considering adding a new section to chapter 388-71 WAC related to overpayment for individual providers, and creating, repealing, or amending other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 43.20B.675, RCW 74.09.220, RCW 74.09.290, RCW 74.09.520

Reasons why rules on this subject may be needed and what they might accomplish: The purpose for adding a new overpayment section for individual providers to chapter 388-71 WAC is to define the circumstances in which an Individual Provider is subject to an overpayment, clarify the department's authority to collect an overpayment, clarify an Individual Provider's right to an administrative hearing when they receive an overpayment notice, and provide information about how an Individual Provider requests an administrative hearing related to an overpayment.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Aging and Long-Term Support Administration is coordinating these efforts with the Developmental Disabilities Administration and with the Health Care Authority.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study

☒ Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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(If necessary)

Name:
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Other:

Additional comments:

Date: August 9, 2017

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: